


DONALD A. ELLIS	§	
v.	§	CIVIL ACTION NO. 9:07cv231
UNION PACIFIC RAILROAD COMPANY	§	

The [Report and Recommendation](#) of the Magistrate Judge, which contains her findings, conclusions, and recommendation for the disposition of this case has been presented for consideration. The Report and Recommendation recommends that Defendant's Motion for Partial Summary Judgment (document [#62](#)) be denied as moot. No written objections have been filed. The Court therefore adopts the findings and conclusions of the Magistrate Judge as those of the Court.

**ORDERED** that Defendant's Motion for Partial Summary Judgment (document [#62](#)) is **DENIED** as moot.

  
Thad Heartfield  
United States District Judge